

ORDINANCE NO. _____

1 AN ORDINANCE amending Chapter 2.20 of the Lincoln Municipal Code
2 relating to the Fire Department by amending Section 2.20.010 to broaden the Fire Chief's
3 duties to include the management of a city ambulance program that will provide emergency
4 ambulance service, and to perform record keeping and reporting duties associated therewith,
5 including financial records, trip records, and daily logs; amending Section 2.20.080 to
6 broaden the Fire Chief's or the officer's in command authority to direct such operation as may
7 be necessary to provide out-of-hospital emergency medical services including transports at the
8 scene of a fire or other emergency involving the protection of life or property; and repealing
9 Sections 2.20.010 and 2.20.080 of the Lincoln Municipal Code as hitherto existing.

10 BE IT ORDAINED by the City Council of the City of Lincoln, Nebraska:

11 Section 1. That Section 2.20.010 of the Lincoln Municipal Code be amended
12 to read as follows:

13 **2.20.010 Fire Chief; Appointment; Duties Generally.**

14 The Mayor shall appoint, with approval of the City Council, the Fire Chief, who shall
15 be a member of the unclassified service of the city. The Director of the Fire Department shall
16 be known as the Fire Chief, who shall have at least five years experience in a responsible post
17 with a fire-fighting and fire-prevention organization. The Fire Chief shall be directly
18 responsible to the Mayor and shall:

1 (a) Have control and management of all matters relating to the Fire Department, its
2 officers and members, and shall have the care, custody and control of all fire fighting
3 equipment and apparatus and other property and apparatus belonging to the Fire Department,
4 together with all books and records belonging to the Fire Department;

5 (b) Devote full time to the prevention and extinguishment of fires in the City of
6 Lincoln and managing the City's emergency medical services program;

7 (c) Except as otherwise provided in the personnel code, Chapter 2.76, have author-
8 ity to make rules and regulations covering the conduct of members of the Fire Department and
9 the performance of Fire Department functions, provided, that such rules and regulations
10 insofar as they pertain to matters covered by the personnel code, Chapter 2.76, shall be
11 consistent with and limited by the provisions of that code;

12 (d) Annually report to the Mayor and City Council all accidents by fire that may
13 have taken place in the city during the preceding fiscal year, with the causes thereof as well
14 as they may be ascertained, and the number and description of the buildings destroyed and
15 injured together with the names of the owners or occupants and the amount of loss, insurance,
16 and property involved;

17 (e) Cause to be kept a full and complete record of all transactions in said depart-
18 ment of complaints against members and the judgment of the Chief thereon, a record of the
19 time lost by members, and a record of all property placed in his charge, and such other books
20 and records as shall be required by the business of the Fire Department;

21 (f) Together with the ~~assistant chiefs~~ chief officers of the Fire Department, be
22 subject to duty call at all times, both day and night;

1 (g) Have control and management of the city ambulance program and shall have
2 care, custody, and control of all records, equipment, and apparatus as may belong to the Fire
3 Department, or as may be assigned to the city ambulance program. The Fire Chief shall allow
4 access to such records by the public in a manner consistent with the laws of the State of
5 Nebraska;

6 (h) On an annual basis, which coincides with the City's fiscal year, issue a set of
7 financial statements prepared in accordance with generally accepted accounting principles for
8 the activity of the Ambulance Fund. These financial statements will be audited by an
9 independent certified public accounting firm in conformance with generally accepted auditing
10 standards and the standards applicable to the financial audits contained in Government
11 Auditing Standards issued by the Comptroller General of the United States. The income
12 statement shall be in sufficient detail to provide information on the sources of revenue,
13 including but not limited to major sources of reimbursement from the federal government,
14 private insurance reimbursement and private payments.

15 (i) On an annual basis, which coincides with the City's fiscal year, file with the
16 Finance Director a financial statement that includes as supplementary information a
17 compilation of ambulance calls on a monthly basis for the period of the audit. This
18 supplementary schedule will include but not be limited to: (1) total number of calls; (2) total
19 number of calls resulting in transport; (3) total number of ALS transports; (4) total number of
20 BLS transports; and (5) total number of persons transported.

21 (j) Cause to be maintained, for each emergency ambulance dispatch or response,
22 a trip record, daily log, and dispatch information.

1 Section 2. That Section 2.20.080 of the Lincoln Municipal Code be amended
2 to read as follows:

3 **2.20.080 Authority of Fire Chief at Fires and Other Emergencies.**

4 The Fire Chief ~~and duly authorized representatives~~ or Fire Officer in command, as may
5 be in charge at the scene of a fire or other emergency involving the protection of life or
6 property, shall have the power and authority to direct such operation as may be necessary to
7 extinguish or control any fire, perform any rescue operation, provide emergency medical
8 services including transport, investigate the existence of suspected or reported fires, gas leaks,
9 or other hazardous conditions or situations or ~~taking~~ take any other action necessary in the
10 reasonable performance of their duty. In the exercise of such power, the Chief may prohibit
11 any person, vehicle, vessel, or thing from approaching the scene and may remove or cause
12 to be removed or kept away from the scene any vehicle, vessel or thing which may impede
13 or interfere with the operation of the Fire Department, and, in the judgment of the Chief, any
14 person not actually and usefully employed in the extinguishing of such fire or the preservation
15 of property in the vicinity thereof.

16 Section 3. That Sections 2.20.010 and 2.20.080 of the Lincoln Municipal Code
17 as hitherto existing be and the same are hereby repealed.

18 Section 4. That this ordinance shall take effect and be in force from and after
19 its passage and publication according to law.

Introduced by:

00-156

Reviewed by:

City Attorney

Staff Review Completed:

Administrative Assistant